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7 Attorneys for Plaintiff, Michael Moody
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9 UNITED STATES DISTRICT COURT
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11 NORTHERN DISTRICT OF CALIFORNIA

12 MICHAEL MOODY,) Case No. 07-01017 MJJ
13 Plaintiff,)
14 v.) STIPULATION AND [PROPOSED]
15 LIBERTY LIFE ASSURANCE COMPANY) ORDER DISMISSING
16 OF BOSTON, LIBERTY MUTUAL) DEFENDANT LIBERTY MUTUAL
17 GROUP, THE SYNOPSYS, INC. GROUP) GROUP, INC. dba LIBERTY
18 DISABILITY INCOME PLAN, AND) MUTUAL GROUP;
DOES 1 through 20, inclusive) WITHDRAWING OF
Defendants.) DEFENDANTS' MOTION TO
DISMISS

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22 IT IS HEREBY STIPULATED by and between plaintiff MICHAEL MOODY,
23 through his counsel, and defendants LIBERTY LIFE ASSURANCE COMPANY
24 OF BOSTON ("LIBERTY LIFE") and LIBERTY MUTUAL GROUP, INC. dba
25 LIBERTY MUTUAL GROUP ("LIBERTY MUTUAL"), through their counsel, that:
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1) Defendant LIBERTY LIFE will not, at any point now or in the future, contest or otherwise challenge its inclusion as a named defendant in this action;

2) Defendant LIBERTY LIFE will be liable for any judgment concerning the payment or nonpayment of long term disability benefits, interest, attorney's fees and / or disability benefits that may result from this action;

3) Plaintiff MICHAEL MOODY hereby dismisses from this action defendant LIBERTY MUTUAL.

4) Defendant LIBERTY LIFE hereby withdraws its Motion to Dismiss currently pending.

Dated: July 5, 2007

PILLSBURY & LEVINSON, LLP

By: _____ /s/
David M. Lilienstein
Attorneys for Plaintiff,
Michael Moody

Dated: _____

ROPERS, MAJESKI, KOHN & BENTLEY

By: _____
Attorneys for Defendant,
Liberty Life Assurance Company of
Boston, Liberty Mutual Group, Inc. dba
Liberty Mutual Group

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7 2) Defendant LIBERTY LIFE agrees it will be liable for any judgment
8 concerning the payment or nonpayment of long term disability benefits, interest,
9 attorney's fees, if any, that may be awarded in this action;

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11 3) Plaintiff MICHAEL MOODY hereby dismisses with prejudice from
12 this action defendant LIBERTY MUTUAL.

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14 4) Defendant LIBERTY LIFE hereby withdraws its Motion to Dismiss
15 currently pending.

16 Dated: July 5, 2007

PILLSBURY & LEVINSON, LLP

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19 By: _____ /s/
20 David M. Lilienstein
21 Attorneys for Plaintiff,
 Michael Moody

22 Dated: July 6, 2007

ROPERS, MAJESKI, KOHN & BENTLEY

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24 By: _____ *Karen C. Clegg*
25 Attorneys for Defendant,
26 Liberty Life Assurance Company of
27 Boston, Liberty Mutual Group, Inc. dba
 Liberty Mutual Group

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Stipulation and [Proposed] Order to Dismiss Liberty Mutual Group, Inc.; WITHDRAW MOTION TO DISMISS
Case No. 07-01017 MJ

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ORDER

IT IS SO ORDERED.

Dated 7/6/2007

Martin J. Jenkins
JUDGE OF THE UNITED STATES
DISTRICT COURT